



PATENT

Attorney Docket No. 1570

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Lucovsky et al.

Group Art Unit: 2785

Serial No. 09/158,968

Examiner: Not Assigned

Filed: September 21, 1998

For: Method and System for Assigning and
Publishing Applications

**Assistant Commissioner for Patents
Washington, D.C. 20231**

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Applicant hereby responds to the NOTICE TO FILE MISSING PARTS OF APPLICATION dated October 5, 1998. This application is on behalf of a large entity, and pursuant to 37 C.F.R. § 1.16(e), the surcharge for filing this Response is \$130.00.

Submitted with the response and surcharge is a filing fee in the amount of \$1008.00, an Executed Declaration of inventors, and a copy of the Notice to File Missing Parts of Application.

The total fee due is:

Basic Filing Fee	\$790.00
Additional Claim Fees	\$ 88.00
Surcharge	<u>\$130.00</u>

Total Fee Due: \$1,008.00

Charge Deposit Account No. 500463 the sum of \$1,008.00. A duplicate of this transmittal is attached.

In re Appln. of Lukovsky et al.
Serial No. 09/158,968

If any additional fee is required in connection with this response, please charge Deposit Account No. 500463.

Date: October 27, 1998

Respectfully submitted,

Albert S. Michalik

Albert S. Michalik, Reg. No. 37,395
The Law Offices of Albert S. Michalik
704 - 228th Avenue NE
Suite # 193
Redmond, WA 98053
(425) 836-3030 (telephone)
(425) 836-3003 (facsimile)

CERTIFICATE OF MAILING

I hereby certify that this response in duplicate, Executed Declaration of Inventors and copy of the notice are being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: October 27, 1998

Albert S. Michalik

Albert S. Michalik

BEST AVAILABLE COPY

SECTOR #

U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
09/158,968	09/21/98	LUCOVSKY	M 1570
		0222/1005	NOT ASSIGNED
ALBERT S. MICHALIK 704 - 228TH AVENUE N.E. SUITE 193 REDMOND WA 98053		2785	DATE MAILED: 10/05/98
NOTICE TO FILE MISSING PARTS OF APPLICATION <i>Filing Date Granted</i>			
<p>An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of <input type="checkbox"/> \$65.00 for a small entity in compliance with 37 CFR 1.27, or <input type="checkbox"/> \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.</p>			
<p>If all required items on this form are filed within the period set above, the total amount owed by applicant as a <input type="checkbox"/> small entity (statement filed) <input type="checkbox"/> non-small entity is \$ <u>1008</u>.</p>			
<p><input type="checkbox"/> 1. The statutory basic filing fee is: <input type="checkbox"/> missing <input type="checkbox"/> insufficient.</p>			
<p>Applicant must submit \$ <u>790</u> to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).</p>			
<p><input type="checkbox"/> 2. Additional claim fees of \$ <u>88</u>, including any multiple dependent claim fees, are required.</p>			
<p>\$ <u> </u> for independent claims over 3. \$ <u>88</u> for <u>4</u> dependent claims over 20. \$ <u> </u> for multiple dependent claim surcharge.</p>			
<p>Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.</p>			
<p><input type="checkbox"/> 3. The oath or declaration: <input type="checkbox"/> is missing or unexecuted. <input type="checkbox"/> does not cover the newly submitted items. <input type="checkbox"/> does not identify the application to which it applies. <input type="checkbox"/> does not include the city and state or foreign country of applicant's residence.</p>			
<p>An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.</p>			
<p><input type="checkbox"/> 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.</p>			
<p>A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.</p>			
<p><input type="checkbox"/> 5. The signature of the following joint inventor(s) is missing from the oath or declaration:</p>			
<p>An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.</p>			
<p><input type="checkbox"/> 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.22(m)).</p>			
<p><input type="checkbox"/> 7. Your filing receipt was mailed in error because your check was returned without payment.</p>			
<p><input type="checkbox"/> 8. The application does not comply with the Sequence Rules. See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."</p>			
<p><input type="checkbox"/> 9. OTHER:</p>			
<p>Direct the reply and any questions about this notice to "Attention: Box Missing Parts."</p>			
<p>A copy of this notice MUST be returned with the reply</p>			
<p><i>Evin</i> Customer Service Center Initial Patent Examination Division (703) 308-1202</p>			
<p>PART 2 - COPY TO BE RETURNED WITH RESPONSE</p>			
<p>FORM PTO-1533 (REV.9-97)</p>			
<p>11/03/1998 01 FC:101 02 FC:103 03 FC:105 11/03/1998 01 FC:101 02 FC:103 03 FC:105 11/03/1998 01 FC:101 02 FC:103 03 FC:105</p>			